

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ALAN DUNCAN,
Register No. 72973-061

Defendant.

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Case No. 3:15cr94

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JUDGE WALTER H. RICE

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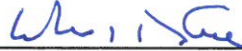
ADDENDUM TO JUDGMENT ENTRY OF AUGUST 1, 2017 (DOC. #53)
AND ADDENDUM TO THE AMENDED MINUTE ENTRY OF AUGUST 2,
2017 (DOC. #55), TO REFLECT THE FACT THAT NO TWO POINT
ENHANCEMENT TO THE BASE OFFENSE LEVEL WAS ORDERED BY
THIS COURT FOR WEAPONS POSSESSED BY DEFENDANT;
DEFENDANT'S RULE 36 MOTION FOR CORRECTION (DOC. #58)
SUSTAINED TO THAT AFFECT

The Defendant has filed a Rule 36 Motion for Correction of both the Judgment Entry (Doc. #53) filed August 1, 2017, and the Amended Minute Entry of August 2, 2017 (Doc. #55), in order to reflect that Defendant was not given a two level enhancement over the base offense level for possession of a weapon. Given that the weapon was nowhere mentioned in the Statement of Facts to which Defendant admitted, while under oath at the time of the taking of the plea, this Court did not order a two level enhancement for possession of a weapon or weapons.

It is the request of this Court that this Entry become a part of the Defendant's file at his designated institution, in order that he not be denied access to certain services or programming

on the, perhaps, mistaken belief that his possession of a weapon was factored into the computation of his advisory sentencing guideline range.

April 6, 2018



WALTER H. RICE
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of record

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